

1005 Rec'd PCT/PTO 20 SEP 2005

FORM PTO-1390 MODIFIED	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER 227-159
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) To be assigned	
INTERNATIONAL APPLICATION NO. PCT/FI2003/000813	INTERNATIONAL FILING DATE 3 November 2003	PRIORITY DATE CLAIMED 4 November 2002	
TITLE OF INVENTION METHOD FOR INHIBITING YEAST GROWTH			
APPLICANT(S) FOR DO/EO/US SUOMALAINEN et al.			
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:			
<p>1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371.</p> <p>3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input checked="" type="checkbox"/> The U.S. has been elected (Article 31).</p> <p>5. A copy of the International Application as filed (35 U.S.C. 371(c)(2)).</p> <p>a. <input checked="" type="checkbox"/> WO 2004/041305 is attached hereto (22 pages specification, claims & abstract (9 claims), 0 sheets drawings).</p> <p>b. <input checked="" type="checkbox"/> has been communicated by the International Bureau.</p> <p>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</p> <p>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(3))</p> <p>a. <input type="checkbox"/> is attached hereto (pages specification, claims & abstract (claims), sheets drawings, page Certificate of Translation).</p> <p>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</p> <p>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))</p> <p>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</p> <p>b. <input type="checkbox"/> have been communicated by the International Bureau.</p> <p>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</p> <p>d. <input type="checkbox"/> have not been made and will not be made.</p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. a. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>b. <input checked="" type="checkbox"/> Declaration was submitted to the International Bureau during International Phase (see copies of Declaration (3 page Form PCT/RO/101 and first page of printed publication acknowledging receipt thereof attached)).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p>			
Items 11 To 20 below concern document(s) or information included:			
<p>11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.</p> <p>13. a. <input checked="" type="checkbox"/> A FIRST preliminary amendment.</p> <p>b. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment.</p> <p>14. <input type="checkbox"/> An Application Data Sheet under 37 C.F.R. § 1.76.</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A change of power of attorney and/or address letter.</p> <p><input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825.</p> <p>18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p> <p>20. <input checked="" type="checkbox"/> Other items or information. International Preliminary Examination Report;</p>			

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) To be assigned		INTERNATIONAL APPLICATION NO. PCT/FI2003/000813		ATTORNEY'S DOCKET NUMBER 227-159																					
21. <input checked="" type="checkbox"/> The following fees are submitted:																									
BASIC NATIONAL FEE (37 C.F.R. 1.492(a)(1)-(5):																									
<table border="1"> <tr> <td><input checked="" type="checkbox"/> a) Basic national fee</td> <td>\$300.00 (1631)/\$150.00 (2631)</td> <td>\$</td> <td>300.00</td> <td></td> </tr> <tr> <td><input checked="" type="checkbox"/> b) Examination Fee</td> <td>\$200.00 (1633)/\$100.00 (2633)</td> <td>\$</td> <td>200.00</td> <td></td> </tr> <tr> <td><input checked="" type="checkbox"/> c) Search Fee</td> <td>\$500.00 (1632)/\$250.00 (2632)</td> <td>\$</td> <td>500.00</td> <td></td> </tr> <tr> <td colspan="2">TOTAL OF ABOVE CALCULATIONS</td> <td>\$</td> <td>0.00</td> <td></td> </tr> </table>						<input checked="" type="checkbox"/> a) Basic national fee	\$300.00 (1631)/\$150.00 (2631)	\$	300.00		<input checked="" type="checkbox"/> b) Examination Fee	\$200.00 (1633)/\$100.00 (2633)	\$	200.00		<input checked="" type="checkbox"/> c) Search Fee	\$500.00 (1632)/\$250.00 (2632)	\$	500.00		TOTAL OF ABOVE CALCULATIONS		\$	0.00	
<input checked="" type="checkbox"/> a) Basic national fee	\$300.00 (1631)/\$150.00 (2631)	\$	300.00																						
<input checked="" type="checkbox"/> b) Examination Fee	\$200.00 (1633)/\$100.00 (2633)	\$	200.00																						
<input checked="" type="checkbox"/> c) Search Fee	\$500.00 (1632)/\$250.00 (2632)	\$	500.00																						
TOTAL OF ABOVE CALCULATIONS		\$	0.00																						
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.																									
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)		RATE																					
22 -100	-78	/50 =	0.00	\$!F10 Is Not In Table (1681)																					
\$!F10 Is Not In Table (2681)																									
Surcharge of \$130.00 (1617)/\$65.00 (2617) for furnishing the oath or declaration later than <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. 1.492(e)).																									
CLAIMS	NUMBER FILED	# EXTRA	RATE																						
Total Claims	9	minus 20 =	0 X	\$50.00 (1615)/	\$25.00 (2615)																				
Independent Claims	2	minus 3 =	0 X	\$200.00 (1614)	\$100.00 (2614)																				
MULTIPLE DEPENDENT CLAIMS(S) (if applicable)			\$360.00 (1616)/\$180.00 (2616)																						
Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s): One Month Extension \$120.00 (1251)/\$60.00 (2251); Two Month Extensions \$450.00 (1252)/\$225.00 (2252); Three Month Extensions \$1020.00 (1253)/\$510.00 (2253); Four Month Extensions \$1590.00 (1254)/\$795.00 (2254)																									
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.																									
Processing fee of \$130.00 (1618), for furnishing the English Translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. 1.492(f)).																									
TOTAL NATIONAL FEE = \$ 1000.00																									
Fee for recording the enclosed assignment (37 C.F.R. 1.21(h). The assignment must be accompanied by an appropriate cover sheet (37 C.F.R. 3.28, 3.31). \$40.00 (8021) per property +																									
Fee for Petition to Revive Unintentionally Abandoned Application; \$1500.00 (1453) / \$750.00 (2453)																									
TOTAL FEES ENCLOSED = \$ 1000.00																									
Amount to be: refunded \$																									
Charged \$																									
a. <input type="checkbox"/> A check in the amount of \$1000.00 to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. 14-1140 in the amount of \$_____ to cover the above fees. A duplicate copy of this form is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-1140. A <u>duplicate</u> copy of this form is enclosed. d. <input checked="" type="checkbox"/> CREDIT CARD PAYMENT FORM ATTACHED. e. <input checked="" type="checkbox"/> The entire content of International Application No. PCT/FI2003/000813 and any U.S. and foreign application(s) corresponding thereto, and FI 20021968, filed 4 November 2002, referred to in this application is/are hereby incorporated by reference in this application.																									
NOTE: Where an appropriate time limit under 37 C.F.R. 1.494 or 1.495 has not been met, a petition to revive (37 C.F.R. 1.137(a) or (b) must be filed and granted to restore the application to pending status.																									
CORRESPONDENCE ADDRESS																									
Direct all correspondence to:																									
<input checked="" type="checkbox"/> Customer Number: 23117 <small>Type Customer Number here</small>																									
 Arthur R. Crawford <small>NAME</small>																									
25.327 May 3, 2005 <small>REGISTRATION NUMBER Date</small>																									
Telephone: (703) 816-4000 C:jsm																									



JC06 Rec'd PCT/PTO 20 SEP 2005 PCT

Nixon & Vanderhye P.C.

ATTORNEYS AT LAW



September 20, 2005

TELEPHONE: (703) 816-4000
FACSIMILE: (703) 816-4100
WRITER'S DIRECT DIAL NUMBER:
(703) 816-4406
E-MAIL: GRT@NIXONVAN.COM

11TH FLOOR
901 NORTH GLEBE ROAD
ARLINGTON, VIRGINIA 22203-1808
UNITED STATES OF AMERICA

U.S. Patent and Trademark Office
MS 16 – Refund
P.O. Box 1450
Alexandria, VA 22313-1450

Subject: **REQUEST FOR REFUND TO DEPOSIT ACCOUNT**
Deposit Account No. 14-1140
Statement Date: August 2005
Date Posted: August 16, 2005
Control No.: 3
Fee Code: 1642
Our Ref.: 227-159

Dear Sir:

Regarding the Monthly Statement of Deposit Account for August 2005 (copy attached), there is an error which is indicated and has resulted in an incorrect charge to our deposit account. This charge is unwarranted for the following reasons:

A charge for Search Fee of \$400 was made to our deposit account under fee code 1642. But the Search Fee of \$500 under fee code 1632 has already been paid to the PTO as seen in our transmittal sheet (copy attached) submitted May 3, 2005. Therefore, a refund in the amount of \$400 is requested.

Please issue a refund as soon as possible. If you have any questions or comments, please do not hesitate to contact the undersigned.

Sincerely yours,

NIXON & VANDERHYE P.C.

By: 

Gary R. Tamgawa

GRT:ap
Enclosure



United States
Patent and
Trademark Office

USPTO
Home
Page

Finance
Online
Shopping
Page

Deposit Account Statement

Requested Statement Month:

August 2005

Deposit Account Number:

111140

Name:

NIXON & VANDERHYE P.C.

Attention:

MICHELLE N. LESTER

Address:

901 NORTH GLEBE ROAD, 11TH FLOOR

City:

ARLINGTON

State:

VA

Zip:

22203-1808

Country:

UNITED STATES OF AMERICA

DATE SEQ	POSTING REF	ATTORNEY DOCKET NBR	FEES CODE	AMT	BAL
08/01 23	10526878	1652-28 473	9204	-\$40.00	\$29,462.98
08/01 43	09812937	2380-228-1W15	1251	\$120.00	\$29,342.98
08/01 111	10367906	620-244 35	1463	\$70.00	\$29,272.98
08/01 687	10860636	4271-2772-	8021	\$40.00	\$29,232.98
08/01 734	10973210	3870-59 BCD	8021	\$40.00	\$29,192.98
08/01 735	10974962	3870-56 BCD	8021	\$40.00	\$29,152.98
08/01 736	PCT/US05/04418	3870-57 BCD	8021	\$40.00	\$29,112.98
08/02 1	11134298	1114-207 4N 5	1806	\$180.00	\$28,932.98
08/02 9	10524492	124-1105 5C5	1614	\$900.00	\$28,032.98
✓08/02 10	10433573	35-266 415	1202	-\$50.00	\$27,982.98
✓08/02 11	10433573	35-266 415	1251	\$120.00	\$27,862.98
08/02 15	10521812	1483-31 5N	2617	\$65.00	\$27,797.98
✓08/02 210	10497661	2590-90 3415	8021	\$40.00	\$27,757.98
08/02 267	60668076	4440-6 35	1085	-\$225.00	\$27,982.98
08/02 272	09851138	2752-43 35	1203	-\$360.00	\$28,342.98
08/02 273	10483190	117-488 35	1806	-\$180.00	\$28,522.98
08/02 303	10827040	35-266 415	9204	-\$400.00	\$28,922.98
✓08/02 1881	78683602	790-1682 35	7001	\$325.00	\$28,597.98
08/03 1	PCT/US04/05497	1579-889 415	1703	\$11.00	\$28,586.98
08/03 2	09935163	249-190 415	1806	\$180.00	\$28,406.98
08/03 3	09736574	2380-208 35	1201	\$86.00	\$28,320.98
✓08/03 300	78683603	110-544 215	7001	\$325.00	\$27,995.98
✓08/03 402	78683665	110-545 215	7001	\$325.00	\$27,670.98
✓08/03 522	78683923	110-546 215	7001	\$325.00	\$27,345.98
08/04 18	10531277	1035-586 4W5	1642	\$400.00	\$26,945.98
✓08/04 26	78677135	4196-12 215	7001	\$325.00	\$27,270.98
✓08/04 28	78677195	4196-12 215	7001	-\$325.00	\$27,595.98

BEST AVAILABLE COPY

08/04 91	10915717	329-523 HWB	1204	\$200.00	\$27,395.38
08/04 115	09615838	2694-16	2801	\$395.00	\$27,000.98
✓ 08/04 1265	78685326	3397-70	7007	\$275.00	\$26,725.98
✓ 08/05 873	76597643	336-39	7001	\$325.00	\$26,400.98
✓ 08/05 1429	78686378	3063-6	7001	\$350.00	\$25,750.98
08/05 1681	78686520	937-1520	7001	\$650.00	\$25,100.98
✓ 08/08 28	09985631	10005	1251	\$120.00	\$24,980.98
✓ 08/08 1156	78687391	3063-7	7001	\$325.00	\$24,655.98
✓ 08/08 1584	78687592	3063-8	7001	\$325.00	\$24,330.98
08/09 11	09962604	39-246	2252	\$225.00	\$24,555.98
08/09 12	09962604	39-246	2254	\$225.00	\$24,330.98
08/09 48	10509892	4062-126	1614	\$88.00	\$24,242.98
08/10 2	08704784	308-12	9204	\$455.00	\$24,697.98
08/10 12	6895903	337-1570 HWB	1811	\$100.00	\$24,597.98
✓ 08/10 17	10479224	117-1711	1251	\$120.00	\$24,477.98
08/10 57	10522711	36-1880	1616	\$260.00	\$24,217.98
08/10 253	10689663	839-1482	1463	\$70.00	\$24,147.98
08/11 93	10685435	2551-130	1251	\$120.00	\$24,267.98
08/11 94	10685435	2551-130	1202	\$450.00	\$24,717.98
08/11 369	10544256	2466-135	1631	\$300.00	\$24,417.98
08/11 370	10544256	2466-135	1642	\$400.00	\$24,017.98
08/11 371	10544256	2466-135	1633	\$200.00	\$23,817.98
08/11 372	10544256	2466-135	1617	\$130.00	\$23,687.98
08/11 373	10544256	2466-135	1453	\$1,500.00	\$22,187.98
08/12 4	10251857	1035-388 HWB	1251	\$120.00	\$22,067.98
08/12 4	10203547	1418-32 MJS	1801	\$790.00	\$21,277.98
08/12 4	10533685	2466-109	1615	\$18.00	\$21,259.98
08/12 5	10533685	2466-109	1616	\$290.00	\$20,969.98
08/12 5	10203547	1418-32 MJS	1252	\$450.00	\$20,519.98
08/12 13	11126299	349-150 B	9204	\$400.00	\$20,919.98
08/12 43	10485530	349-150 AR	8021	\$40.00	\$20,959.98
✓ 08/12 486	78696901	141-418	7001	\$325.00	\$20,634.98
08/15 22	10399565	550-421 B	8021	\$40.00	\$20,674.98
✓ 08/16 3	10533816	227-159 R	1642	\$400.00	\$20,274.98
08/16 11	10933493	4105-32 ARC	8021	\$40.00	\$20,314.98
✓ 08/16 82	10361507	1035-425	1202	\$150.00	\$20,164.98
✓ 08/16 83	10361507	1035-425	1201	\$200.00	\$19,964.98
08/16 98	10815927	4059-21 HWB	1201	\$200.00	\$19,764.98
08/16 99	10815927	4059-21 HWB	1202	\$150.00	\$19,614.98
08/16 129	2902653	2818-86, -116 & -124	8521	\$40.00	\$19,574.98
08/16 130	2905536	2818-86, -116 & -124	8522	\$25.00	\$19,549.98
08/16 131	2927183	2818-86, -116 & -124	8522	\$25.00	\$19,524.98
✓ 08/16 507	78693406	4751-3	7001	\$325.00	\$19,199.98
08/17 2	10785399	4147-65 HWB	1203	\$290.00	\$18,909.98
08/17 95	10094958	124-935 SCS	8021	\$40.00	\$18,869.98
08/18 5	10533815	265-179 RWF	1642	\$400.00	\$18,469.98
08/18 9	10433953	265-137 RWF	1201	\$200.00	\$18,269.98
08/18 10	10433953	265-137 RWF	1202	\$50.00	\$18,219.98